

## REMARKS

In the Office Action mailed February 12, 2004, the Examiner noted that claims 1-26 were pending, and rejected claims 1-26. Claims 1, 7, 9-15, 20, 21 and 24-26 have been amended, and, thus, in view of the forgoing claims 1-26 remain pending for reconsideration which is requested. No new matter has been added. The Examiner's rejections are traversed below.

In the Office action the Examiner requested that the specification be revised to correct spacing to make the specification more readable. This has been done via the substitute specification filed herewith.

In the Office Action the Examiner objected to claims 7 and 8 for informalities. The claims have been amended in consideration of the Examiner's comments. If additional concerns with the claims arise, the Examiner is invited to telephone to resolve the same. Suggestions by the Examiner are also welcome. Withdrawal of the rejection is requested.

Pages 3 and 6 of the Office Action reject all claims under 35 U.S.C. § 103 over various combinations of Tognazzini, Moon and Sekiguchi.

Tognazzini is discusses a system that essentially keeps a portable calendar in synchronism with a fixed place calendar. The portable calendar is kept in a handheld portable type computer while the fixed place calendar is held in a desktop non-portable type computer. The portable computer includes a GPS receiver for determining the location of the portable device. Both the portable computer and the desktop type computer include wireless communication capability so that the portable computer and fixed computer can communicate to synchronize the calendars. The system also allows the travel time to a location provided in a calendar to be determined and presented to a user by a perceptual agent in the portable device.

Moon is directed to a system that highlights local holidays in a calendaring system. The holidays are highlighted responsive to the local geographical location where the geographical location can be determined by a portable communications device or through entry of the information via an interface. The geographic location can be of the communication device or of another device with which the portable device is communicating.

Sekiguchi discusses a mark-up language used for navigation.

In contrast to the prior art discussed above, the present invention (see the independent claims) is a schedule system that presents a schedule to a user based on executing instructions within a set of instructions that consider the place, the time and a schedule for that place and time. The place and time are obtained as either a real mode current situational place and time

or a simulation mode virtual place and time and the instruction is executed to present to the user the schedule corresponding to that place and time. The user can also be presented an action to happen at the place and time. The prior art discussed above, taken together or alone, does not teach or suggest this.

It is submitted that the invention of the independent claims distinguishes over the prior art and withdrawal of the rejection is requested.

The dependent claims depend from the above-discussed independent claims and are patentable over the prior art for the reasons discussed above. The dependent claims also recite additional features not taught or suggested by the prior art. For example, claim 4 emphasizes the corresponding instruction is executed when it matches the current or virtual time and the current or virtual place. The prior art does not discuss this. It is submitted that the dependent claims are independently patentable over the prior art.


It is submitted that the specification and claims satisfy the requirements of the statutes. It is further submitted that the claims are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

If any further fees, other than and except for the issue fee, are necessary with respect to this paper, the U.S.P.T.O. is requested to obtain the same from deposit account number 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 6/14/4

By:   
J. Randall Beckers  
Registration No. 30,358

1201 New York Avenue, NW, Suite 700  
Washington, D.C. 20005  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501